

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

Civil Action No. 04-30001-MAP

MICHAEL J. BARNETT, M.D.  
Plaintiff,

v.

EAST CAROLINA NEUROLOGY, INC.  
Defendant

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**NOTICE OF FILING OF NOTICE OF REMOVAL**

Pursuant to 28 U.S.C. § 1446(d), Plaintiff is hereby notified, through service of this Notice upon its counsel of record, that a Notice of Removal of Hampshire County Massachusetts Civil Action No. HSCV2003-00246 to the United States District Court for the District of Massachusetts, Western Division was duly filed in the Office of the Clerk of the United States District Court for the District of Massachusetts, Western Division on January 5, 2004. A copy of the Notice of Removal is annexed hereto, together with copies of the pertinent papers served in the Superior Court.

A copy of this Notice is filed in the Superior Court pursuant to 28 U.S.C. §1446(d).

EAST CAROLINA NEUROLOGY, INC.,  
By Its Attorneys,



Francis D. Dibble, Jr.

BBO No. 123220

Vanessa L. Smith

BBO No. 649258

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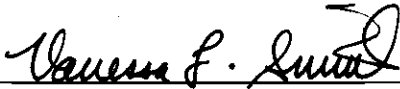
Tel: (413) 781-2820

Fax: (413) 272-6804

Dated: January 5, 2004

**CERTIFICATE OF SERVICE**

I hereby certify that on this 5<sup>th</sup> day of January, 2004, I caused a true and correct copy of the foregoing **Notice of Filing of Notice of Removal** to be served by United States mail, first class postage prepaid, upon: Harry L. Miles, Esq., 77 Pleasant Street, P.O. Box 210, Northampton, MA 01061 and James K. Dorsett, III, Esq., Susan H. Hargrove, Esq., P.O. Box 2611, Raleigh, NC 27602-2611.

  
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Vanessa L. Smith, Attorney for Defendant